

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BRAND LITTLE, et al.,
Plaintiffs.

v.

PACIFIC SEAFOOD PROCUREMENT,
LLC, et al.,
Defendants.

Case No. [23-cv-01098-AGT](#) (JCS)

**NOTICE OF SETTLEMENT
CONFERENCE AND SETTLEMENT
CONFERENCE ORDER**

TO ALL PARTIES AND COUNSEL OF RECORD:

The above matter was referred to Magistrate Judge Joseph C. Spero for settlement purposes.

You are hereby notified that a Settlement Conference as to Plaintiffs and Defendant Fisherman's Catch is scheduled for **August 14, 2025, at 10:00 AM**, by Zoom videoconference.

IT IS HEREBY ORDERED that the principals of all parties, with unlimited authority to settle the case, shall meet and confer on or before **July 24, 2025**, to discuss settlement: Plaintiff(s) shall make a settlement proposal, in writing, with a copy to the undersigned by **July 10, 2025**. Defendant(s) shall respond and make a counterproposal, in writing, with a copy to the undersigned on or before **July 17, 2025**, or thirty (30) days after Plaintiffs demand. Proposals shall be emailed to JCSSettlement@cand.uscourts.gov.

It is the responsibility of counsel to ensure that whatever discovery is needed for all sides to evaluate the case for settlement purposes is completed by the date of the Settlement Conference. Counsel shall cooperate in providing discovery informally and expeditiously.

Lead trial counsel shall appear at the Settlement Conference with the parties. Any party who is not a natural person shall be represented by the person(s) with **unlimited** authority to negotiate a settlement. A person who needs to call another person not present before agreeing to

any settlement does not have unlimited authority. If a party is a governmental entity, its governing body shall designate one of its members or a senior executive to appear at the Settlement Conference with authority to participate in the Settlement Conference and, if a tentative settlement agreement is reached, to recommend the agreement to the governmental entity for its approval. An insured party shall appear with a representative of the carrier with full authority to negotiate up to the limits of coverage. Personal attendance of a party representative will rarely be excused by the Court, and then only upon separate written application demonstrating substantial hardship served on opposing counsel and lodged as early as the basis for the hardship is known but no later than the Settlement Conference Statement.

Each party shall prepare a Settlement Conference Statement due on July 31, 2025. (DO NOT electronically file on ECF).

Each party shall submit their Settlement Conference Statement in .pdf format and emailed to JCSsettlement@cand.uscourts.gov . Please do not submit paper copies.

One (1) week prior to the scheduled Settlement Conference counsel shall pre-register for the Settlement Conference by submitting one joint email to the clerk at JCSettlement@cand.uscourts.gov with the names of counsel, and client representative(s).

On the day of the Settlement Conference the parties shall connect to the Zoom Meeting at the following address:

<https://cand.uscourts.zoomgov.com/j/1616644640?pwd=cEljZ0g3dDJqcWNSb1pnSDNmanV0Q>

[T09](https://www.cand.uscourts.gov/judges/spero-joseph-c-ics/). Zoom Meeting ID: 161 664 4640. Password: 841312. A link to the Court's video conferencing meeting is also located on the Court's website at

<https://www.cand.uscourts.gov/judges/spero-joseph-c-ics/>

Click on the + Joining Non-public hearings (settlement conferences, etc.). Parties will initially enter a "waiting room" and will be admitted into the meeting by court staff.

The Settlement Conference Statement need not be served on opposing counsel. The parties are encouraged, however, to exchange Settlement Conference Statements. If Settlement Conference Statements are exchanged, any party may submit an additional confidential settlement letter to the Court not to exceed three (3) pages. The contents of this confidential settlement letter

1 will not be disclosed to the other parties.

2 The Settlement Conference Statement shall include the following:

- 3 1. A brief statement of the facts of the case.
- 4 2. A brief statement of the claims and defenses including, but not limited to, statutory
5 or other grounds upon which the claims are founded, and a **candid** evaluation of
6 the parties' likelihood of prevailing on the claims and defenses. The more candid
7 the parties are, the more productive the conference will be.
- 8 3. A list of the key facts in dispute and a brief statement of the **specific** evidence
9 relevant to a determination of those facts.
- 10 4. A summary of the proceedings to date and any pending motions.
- 11 5. An estimate of the cost and time to be expended for further discovery, pretrial and
12 trial.
- 13 6. The relief sought, including an itemization of damages.
- 14 7. The party's position on settlement, including present demands and offers and a
15 history of past settlement discussions. The Court's time can best be used to assist
16 the parties in completing their negotiations, not in starting them. The parties are
17 urged to carefully evaluate their case before taking a settlement position since
18 extreme positions hinder the settlement process.

19 Settlement Conference Statements **may** be submitted on CD-ROM with hypertext links to
20 exhibits. Otherwise, the portion of exhibits on which the party relies shall be highlighted.

21 It is not unusual for the conference to last three (3) or more hours. Parties are encouraged
22 to participate and frankly discuss their case. Statements they make during the conference will not
23 be admissible at trial in the event the case does not settle. The parties should be prepared to
24 discuss such issues as:

- 25 1. Their settlement objectives.
- 26 2. Any impediments to settlement they perceive.
- 27 3. Whether they have enough information to discuss settlement. If not, what
28 additional information is needed.
4. The possibility of a creative resolution of the dispute.

1 The parties shall notify Chambers immediately at (415) 522-3691 if this case settles prior
2 to the date set for Settlement Conference. Counsel shall provide a copy of this order to each party
3 who will participate in the conference.

4 IT IS SO ORDERED.

5 Dated: April 30, 2025

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7 JOSEPH C. SPERO
8 United States Magistrate Judge
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